



# STATE OF WISCONSIN

# Assembly Journal

## One-Hundred and First Regular Session

3:05 P.M.

THURSDAY, October 10, 2013

The Assembly met in the Assembly Chamber located in the State Capitol.

Speaker Pro Tempore August in the Chair.

The Assembly dispensed with the call of the roll.

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### AMENDMENTS OFFERED

Assembly Amendment 1 to Assembly Substitute Amendment 1 to **Assembly Bill 270** offered by Representative Loudenbeck.

Assembly Amendment 2 to Assembly Substitute Amendment 1 to **Assembly Bill 270** offered by Representative Loudenbeck.

Assembly Amendment 2 to **Assembly Bill 399** offered by Representative Petryk.

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### INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

#### **Assembly Resolution 17**

Relating to: public notice for meetings of assembly committees.

By Representatives Richards, Barca, Barnes, Berceau, Bernard Schaber, Billings, Doyle, Genrich, Goyke, Hebl, Hesselbein, Johnson, Kahl, Kessler, Kolste, Mason, Ohnstad, Pope, Sargent, Shankland, C. Taylor, Vruwink, Wright, Young and Zamarripa.

To committee on **Assembly Organization**.

#### **Assembly Resolution 18**

Relating to: commending the Honor Flight Network and its volunteers.

By Representatives Vos, Petryk, Kramer, Ballweg, Barnes, Berceau, Bernard Schaber, Bernier, Bewley, Bies, Born, Clark, Czaja, Doyle, Endsley, Genrich, Goyke, Hebl, Hintz, Hulsey, Hutton, Jacque, Jagler, Jorgensen, Kahl, Kapenga, Kaufert, Kerkman, Kestell, Kleefisch, Kolste, Krug, LeMahieu, Loudenbeck, Marklein, Mason, Murphy, Mursau, Murtha, Nass, Nygren, Ohnstad, A. Ott, Pasch, Petersen, Pridemore, Riemer, Sanfelippo, Smith, Spiros, Strachota, Swearingen, Thiesfeldt, Tittl, Vruwink, Wachs, Weatherston, Williams and Zamarripa.

To committee on **Rules**.

#### **Assembly Joint Resolution 60**

Relating to: proclaiming November 2013 as Pancreatic Cancer Awareness Month.

By Representatives Ballweg, Berceau, Bernier, Bies, Danou, Endsley, Hesselbein, Hintz, Jacque, Jorgensen, Kahl, Kaufert, Kerkman, Kleefisch, Kolste, Marklein, Milroy, Murphy, Ohnstad, A. Ott, Petryk, Pope, Pridemore, Ringhand, Ripp, Shankland, Spiros, Strachota, Thiesfeldt, Tittl, Tranel, Vruwink, Williams and Wright; cosponsored by Senators Darling, Cowles, Hansen, Kedzie, Lassa, Lazich, Lehman, Olsen, Risser, Schultz, Shilling and Wirch.

To committee on **Rules**.

#### **Assembly Joint Resolution 61**

Relating to: requiring the legislature to enact laws requiring reasonable notice of and public access to meetings of governmental bodies, including legislative committees, and making members of the legislature subject to citations and civil penalties for violations of such laws (first consideration).

By Representatives Richards, Barca, Barnes, Berceau, Bernard Schaber, Billings, Doyle, Genrich, Goyke, Hebl, Hesselbein, Johnson, Kahl, Kessler, Kolste, Mason, Ohnstad, Pope, Sargent, Shankland, C. Taylor, Vruwink, Wright, Young and Zamarripa; cosponsored by Senators Vinehout, C. Larson, Carpenter, Harris, Lehman, Risser and Wirch.

To committee on **Judiciary**.

#### **Assembly Joint Resolution 62**

Relating to: public notice for assembly, senate, and joint committee meetings.

By Representatives Richards, Barca, Barnes, Berceau, Bernard Schaber, Billings, Doyle, Genrich, Goyke, Hebl, Hesselbein, Johnson, Kahl, Kessler, Kolste, Mason, Ohnstad, Pope, Sargent, Shankland, C. Taylor, Vruwink, Wright, Young and Zamarripa; cosponsored by Senators Vinehout, C. Larson, Carpenter, Harris, Lehman, Risser and Wirch.

To committee on **Assembly Organization**.

#### **Assembly Joint Resolution 63**

Relating to: honoring Caron Butler on his return to his home state of Wisconsin to play for the Milwaukee Bucks.

By Representatives Mason, Weatherston, Barca, Ohnstad, Kerkman, Barnes, Johnson, Riemer, Zamarripa, Kooyenga, Young, Hintz, Berceau, Murtha, Tittl, Jorgensen, Goyke and Pasch; cosponsored by Senators Lehman, Wirch, C. Larson, Harris, L. Taylor, Cowles and Darling.

To committee on **Rules**.

## COMMITTEE REPORTS

The committee on **Government Operations and State Licensing** reports and recommends:

### Assembly Bill 270

Relating to: additional providers in the volunteer health care provider program and proof of financial responsibility and malpractice insurance requirements for certain advanced practice nurses serving as volunteer health care providers.

Assembly Substitute Amendment 1 adoption:

Ayes: 11 - Representatives August, Craig, Knodl, Kooyenga, Hutton, Nass, Neylon, Sinicki, Hulsey, Ringhand and Kessler.

Noes: 0.

Passage as amended:

Ayes: 11 - Representatives August, Craig, Knodl, Kooyenga, Hutton, Nass, Neylon, Sinicki, Hulsey, Ringhand and Kessler.

Noes: 0.

To committee on **Rules**.

### Assembly Bill 291

Relating to: requirements concerning barbering and cosmetology licensure.

Assembly Amendment 1 adoption:

Ayes: 11 - Representatives August, Craig, Knodl, Kooyenga, Hutton, Nass, Neylon, Sinicki, Hulsey, Ringhand and Kessler.

Noes: 0.

Passage as amended:

Ayes: 11 - Representatives August, Craig, Knodl, Kooyenga, Hutton, Nass, Neylon, Sinicki, Hulsey, Ringhand and Kessler.

Noes: 0.

To committee on **Rules**.

*TYLER AUGUST*

Chairperson

Committee on Government  
Operations and State Licensing

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The committee on **Natural Resources and Sporting Heritage** reports and recommends:

### Assembly Bill 359

Relating to: authorizing the Department of Natural Resources to lease state forest land to the Boulder Junction Shooting Range for terms not exceeding 30 years.

Passage:

Ayes: 15 - Representatives A. Ott, Kleefisch, Williams, Mursau, Nerison, Petryk, Steineke, Born, Swearingen, Milroy, Hebl, Clark, Danou, Hesselbein and Shankland.

Noes: 0.

To committee on **Rules**.

### Assembly Bill 380

Relating to: a cumulative preference system for sturgeon spearing permits and the transfer of a sturgeon spearing license to a minor.

Passage:

Ayes: 15 - Representatives A. Ott, Kleefisch, Williams, Mursau, Nerison, Petryk, Steineke, Born, Swearingen, Milroy, Hebl, Clark, Danou, Hesselbein and Shankland.

Noes: 0.

To committee on **Rules**.

*ALVIN OTT*

Chairperson

Committee on Natural Resources and  
Sporting Heritage

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The committee on **Transportation** reports and recommends:

### Assembly Bill 389

Relating to: the maximum speed limit on freeways and expressways.

Assembly Substitute Amendment 1 adoption:

Ayes: 15 - Representatives Ripp, Thiesfeldt, Spiros, A. Ott, Sanfelippo, Endsley, T. Larson, Kaufert, Stone, Bernard Schaber, Vruwink, Doyle, Danou, Riemer and Kolste.

Noes: 0.

Passage as amended:

Ayes: 9 - Representatives Ripp, Thiesfeldt, A. Ott, Sanfelippo, Endsley, T. Larson, Kaufert, Stone and Kolste.

Noes: 6 - Representatives Spiros, Bernard Schaber, Vruwink, Doyle, Danou and Riemer.

To committee on **Rules**.

*KEITH RIPP*

Chairperson

Committee on Transportation

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The committee on **Veterans** reports and recommends:

### Assembly Bill 271

Relating to: corporate powers of Marine Corps League corporations.

Passage:

Ayes: 15 - Representatives Petryk, Weatherston, Bies, Endsley, Nerison, Pridemore, Brooks, J. Ott, Tittl, Ringhand, Milroy, Sinicki, Vruwink, Hesselbein and Goyke.

Noes: 0.

To committee on **Rules**.

*WARREN PETRYK*

Chairperson

Committee on Veterans

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The committee on **Workforce Development** reports and recommends:

**Assembly Bill 399**

Relating to: career and technical education incentive grants and making an appropriation.

Assembly Amendment 1 adoption:

Ayes: 14 - Representatives Loudenbeck, Petryk, Pridemore, Knodl, Bernier, Kuglitsch, Born, Weatherston, Ringhand, Billings, Barnes, Kolste, Shankland and Wachs.

Noes: 0.

Assembly Amendment 2 adoption:

Ayes: 14 - Representatives Loudenbeck, Petryk, Pridemore, Knodl, Bernier, Kuglitsch, Born, Weatherston, Ringhand, Billings, Barnes, Kolste, Shankland and Wachs.

Noes: 0.

Passage as amended:

Ayes: 14 - Representatives Loudenbeck, Petryk, Pridemore, Knodl, Bernier, Kuglitsch, Born, Weatherston, Ringhand, Billings, Barnes, Kolste, Shankland and Wachs.

Noes: 0.

To joint committee on **Finance**.

**Assembly Bill 401**

Relating to: a Transitional Jobs program.

Passage:

Ayes: 12 - Representatives Loudenbeck, Petryk, Pridemore, Knodl, Bernier, Kuglitsch, Born, Weatherston, Ringhand, Barnes, Kolste and Shankland.

Noes: 2 - Representatives Billings and Wachs.

To joint committee on **Finance**.

*AMY LOUDENBECK*

Chairperson

Committee on Workforce  
Development

**ACTION ON THE SENATE MESSAGE**

**Senate Joint Resolution 51**

Relating to: honoring Wisconsin soldiers who served in the Battle of Gettysburg.

By Senators Cowles, Darling, Carpenter, Hansen, Shilling, Lehman, Olsen, L. Taylor, Vinehout, T. Cullen, Tiffany, Lazich, Miller, Grothman and Lassa; cosponsored by Representatives Weininger, Kaufert, Pridemore, Jacque, Goyke, Sanfelippo, Thiesfeldt, Kahl, Kooyenga, Tittl, Petersen, Bernard Schaber, Krug, Nass, T. Larson, Mason, Berceau, Danou, Spiros, Petryk, Murtha, Wright, Hebl, Bernier, Wachs, Jorgensen, Marklein and Endsley.

To committee on **Rules**.

**Senate Joint Resolution 53**

Relating to: the life and public service of Paul Poberezny.

By Senators Cowles, Gudex, T. Cullen, Darling, Kedzie, Lassa, Lehman and Petrowski; cosponsored by

Representatives Hintz, Bernard Schaber, Bernier, Bies, Goyke, Hebl, Hesselbein, Hulsey, Hutton, Jagler, Jorgensen, Kaufert, Knodl, Kolste, Krug, Murphy, Murtha, Ohnstad, A. Ott, Pridemore, Ringhand, Schraa, Spiros, Thiesfeldt, Tittl, Vruwink, Wachs, Weininger and Wright.

To committee on **Rules**.

**Senate Bill 240**

Relating to: knowledge tests for commercial driver license applicants who hold a military commercial driver license.

By Senators Petrowski, Hansen, Olsen, Schultz and L. Taylor; cosponsored by Representatives Ripp, Bernard Schaber, Kooyenga, Ohnstad, A. Ott, Spiros, Weatherston and Wright.

To committee on **Rules**.

**Senate Bill 247**

Relating to: commercial motor vehicle out-of-service violations.

By Senator Petrowski; cosponsored by Representatives Spiros, Ripp, Brooks, Vruwink and Weatherston.

To committee on **Rules**.

**Senate Bill 251**

Relating to: therapeutic alternate drug selections in nursing homes, performance of patient services by a pharmacist, and the practice of pharmacy.

By Senators Gudex, Moulton and Lehman; cosponsored by Representatives Endsley, Czaja, Pridemore, A. Ott, Brooks, Spiros, Stone, Schraa, Kestell and Hulsey.

To committee on **Rules**.

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**SPEAKER'S COMMUNICATIONS**

October 10, 2013

Patrick Fuller  
Assembly Chief Clerk  
17 West Main Street, Suite 401  
Madison, WI 53703

Dear Chief Clerk Fuller:

I would like to inform you that Representative Tyler August is no longer a member of the Assembly Committee on Judiciary. Please update your records in advance of the committee meeting scheduled for October 11, 2013.

Thank you for your assistance.

Sincerely,  
*ROBIN J. VOS*  
Assembly Speaker

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**COMMUNICATIONS**

October 10, 2013

Patrick Fuller  
Assembly Chief Clerk  
17 West Main Street, Suite 401  
Madison, WI 53703

Dear Chief Clerk Fuller:

Due to my absence on Tuesday, October 8, 2013, I'd ask that you please record my vote in the Assembly Journal as an "Aye" for Assembly Bill 356.

Sincerely,  
*MIKE ENDSLEY*  
State Representative  
26<sup>th</sup> Assembly District

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October 10, 2013

Patrick E. Fuller  
Assembly Chief Clerk  
17 West Main Street, Suite 401  
Madison, WI 53703

Dear Chief Clerk Fuller:

I respectfully ask that my name be withdrawn as a co-author of Assembly Bill 406, relating to controlled substances, and providing a penalty.

Sincerely,  
*DEAN KNUDSON*  
State Representative  
30<sup>th</sup> Assembly District

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October 10, 2013

Patrick E. Fuller  
Assembly Chief Clerk  
17 West Main Street, Suite 401  
Madison, WI 53703

Dear Chief Clerk Fuller:

Please add my name as a co-sponsor of Assembly Bill 400, relating to participation in certain training by unemployment insurance claimants, granting rule-making authority, and making an appropriation.

Please add my name as a co-sponsor of Assembly Bill 401, relating to a Transitional Jobs program.

Sincerely,  
*JOSEPH LEIBHAM*  
State Senator  
9<sup>th</sup> Senate District

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October 10, 2013

Patrick Fuller  
Assembly Chief Clerk  
17 West Main Street, Suite 401  
Madison, WI 53703

Dear Chief Clerk Fuller:

Please add my name as a co-author of Senate Bill 240, relating to knowledge tests for commercial driver license applicants who hold a military commercial driver license. .

Pease add my name as a co-author of Senate Bill 247, relating to commercial motor vehicle out-of-service violations.

Sincerely,  
*TIMOTHY F. CARPENTER*  
State Senator  
3<sup>rd</sup> Senate District

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### ADJOURNMENT

Representative Kramer moved that the Assembly stand adjourned until 10:00 A.M. on Tuesday, October 15.

The question was: Shall the Assembly stand adjourned?

Motion carried.

The Assembly stood adjourned.

3:06 P.M.